



# **Detroit Water and Sewerage Department Meeting Minutes - Final Board of Water Commissioners**

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Wednesday, May 2, 2018

3:00 PM

5th Floor Board Room, Water Board Building

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## **BOWC Special Meeting No. 5 - Closed Session**

### **1. CALL TO ORDER**

Chairman Einheuser called the meeting to order at 3:30 p.m.

### **2. ROLL CALL**

**Present:** 7 - Commissioner Linda Forte, Commissioner Michael Einheuser, Commissioner Lane Coleman, Commissioner Mary Blackmon, Jonathan Kinloch, Jane Garcia and John Henry Davis

### **3. APPROVAL OF AGENDA**

Chairman Einheuser requested approval of the agenda.

**A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner Lane Coleman that the agenda be approved. The motion carried by a unanimous vote.**

### **4. APPROVAL OF MINUTES**

Chairman Einheuser requested approval of the minutes of March 27, 2018 Special Meeting No. 3 - BOWC Retreat and April 4, 2018 Special Meeting No. 4 Closed Session.

**A motion was made by Commissioner Jonathan Kinloch, seconded by Commissioner John Henry Davis that the minutes be approved. The motion carried by a unanimous vote.**

### **5. PUBLIC COMMENTS (3 minutes per speaker)**

There was none.

### **6. ITEMS FROM THE COMMISSIONERS**

There was none.

### **7. UNFINISHED BUSINESS**

There was none.

### **8. NEW BUSINESS**

**A. Closed Session Request****9. DIRECTOR'S COMMENTS**

There was none.

**10. COMMENTS BY COMMISSIONERS**

There was none.

**11. COMMENTS BY THE CHAIR**

There was none.

**12. OTHER MATTERS**

There was none.

**13. CLOSED SESSION**

- A. [18-0097](#)** The Board of Water Commissioners for the City of Detroit Water and Sewerage Department vote to: 1) **Approve a meeting with legal counsel in closed session pursuant to Sections 8(e) and (h) of the Michigan Open Meetings Act to discuss settlement strategy in pending litigation; and 2) Authorize the Director to take such other action as may be necessary to accomplish the intent of the Board's vote.**

**Sponsors:** Pospiech

**A motion was made by Commissioner Linda Forte, seconded by Commissioner Mary Blackmon to enter into this Request, Closed Session at 3:35 p.m. be approved. The motion carried by a unanimous vote.**

**ROLL CALL VOTE**

**A motion was made that this be approved. The motion carried by the following vote:**

**Aye:** 7 - Commissioner Forte, Commissioner Einheuser, Commissioner Coleman, Commissioner Blackmon, Kinloch, Garcia and Davis

**RETURN FROM CLOSED SESSION**

**A motion was made by Commissioner Linda Forte, seconded by Commissioner Jonathan Kinloch to return from Request, Closed Session at 3:54 p.m. be**

approved. The motion carried by a unanimous vote.

The only matter discussed was pending litigation.

#### NEW BUSINESS (CON'T)

- B. [18-0098](#) The Board of Water Commissioners for the City of Detroit Water and Sewerage Department authorizes **the Director to enter into a Settlement Agreement between DWSD and Gail Beasley, class representative, on behalf of a class of individuals regarding basement backup claim filed by Ms. Beasley, as class representative, against DWSD. The Agreement is intended to settle all the claims alleged by the Plaintiff in Wayne County Circuit Court Case Number 16-012602-NZ, entitled *Gail Beasley v. City of Detroit and Great Lakes Water Authority*; and authorizes the Director and General Counsel to take such other action as may be necessary to accomplish the intent of this vote.**

**Sponsors:** Pospiech

**A motion was made by Commissioner Linda Forte, seconded by Commissioner Mary Blackmon that this Case Settlement, Other be approved. The motion carried by a unanimous vote.**

#### 14. ADJOURNMENT

Chairman Einheuser requested a motion to adjourn.

**A motion was made by Commissioner Mary Blackmon, seconded by Commissioner Jonathan Kinloch that the meeting be adjourned. The motion carried by a unanimous vote.**

**There being no further business, the meeting adjourned at 3:56 p.m.**